

CLOSED, TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:11-cv-01437-BAH**

MOBLEY v. DEPARTMENT OF JUSTICE  
Assigned to: Judge Beryl A. Howell  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/08/2011  
Date Terminated: 06/08/2012  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****SHARIF MOBLEY**

represented by **Kelly Brian McClanahan**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****DEPARTMENT OF JUSTICE**

represented by **Judson Owen Littleton**  
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**TERMINATED: 01/05/2012**

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**TERMINATED: 09/20/2011**

Date Filed	#	Docket Text
08/08/2011	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE (Filing fee \$ 0.00) filed by SHARIF MOBLEY. (Attachments: # <u>1</u> Civil Cover Sheet)(rdj) (Entered: 08/08/2011)

		08/09/2011)
08/08/2011	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by SHARIF MOBLEY "Leave to file without Prepayment of Cost GRANTED without prejudice" by Judge John D. Bates on August 1, 2011.(rdj) (Entered: 08/09/2011)
08/08/2011	<u>3</u>	MOTION for Leave to File Complaint using Counsel's Address by SHARIF MOBLEY "Leave to file GRANTED" by Judge John D. Bates on August 1, 2011. (rdj) (Entered: 08/09/2011)
08/08/2011		SUMMONS (3) Issued as to DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (rdj) (Entered: 08/09/2011)
08/29/2011	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF JUSTICE served on 8/24/2011, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 8/24/2011., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/24/2011. ( Answer due for ALL FEDERAL DEFENDANTS by 9/23/2011.) (Attachments: # <u>1</u> Exhibit U.S. Attorney General, # <u>2</u> Exhibit U.S. Attorney)(rdj) (Entered: 08/30/2011)
09/02/2011	<u>5</u>	NOTICE of Appearance by Javier M. Guzman on behalf of DEPARTMENT OF JUSTICE (Guzman, Javier) (Entered: 09/02/2011)
09/06/2011	<u>6</u>	STANDING ORDER. Signed by Judge Beryl A. Howell on September 6, 2011. (lcbah1) (Entered: 09/06/2011)
09/20/2011	<u>7</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Indraneel Sur on behalf of All Defendants Substituting for attorney Javier M. Guzman (Sur, Indraneel) (Entered: 09/20/2011)
09/20/2011	<u>8</u>	MOTION for Extension of Time to File Answer by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Sur, Indraneel) (Entered: 09/20/2011)
09/21/2011	<u>9</u>	Memorandum in opposition to re <u>8</u> MOTION for Extension of Time to File Answer filed by SHARIF MOBLEY. (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 09/21/2011)
09/21/2011		MINUTE ORDER (paperless) granting <u>8</u> defendant's Motion for an Extension of Time to Respond to Complaint. The defendant shall file a response to the plaintiff's Complaint by October 24, 2011. The defendant is advised that no further extension will be granted for it to respond to the plaintiff's Complaint. Signed by Judge Beryl A. Howell on September 21, 2011. (lcbah1) (Entered: 09/21/2011)
09/21/2011		Set/Reset Deadlines: Response to Complaint due by 10/24/2011. (alg, ) (Entered: 09/21/2011)
10/24/2011	<u>10</u>	MOTION to Dismiss <i>the Complaint Under Rule 12(b)(6)</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Sur, Indraneel) (Entered: 10/24/2011)
10/28/2011	<u>11</u>	Memorandum in opposition to re <u>10</u> MOTION to Dismiss <i>the Complaint Under Rule 12(b)(6)</i> filed by SHARIF MOBLEY. (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 10/28/2011)
11/04/2011	<u>12</u>	REPLY to opposition to motion re <u>10</u> MOTION to Dismiss <i>the Complaint Under Rule 12(b)(6)</i> filed by DEPARTMENT OF JUSTICE. (Sur, Indraneel) (Entered: 11/04/2011)
01/05/2012	<u>13</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Judson Owen Littleton on behalf of DEPARTMENT OF JUSTICE Substituting for attorney Indraneel Sur (Littleton, Judson) (Entered: 01/05/2012)
01/24/2012	<u>14</u>	NOTICE of New Factual Developments and Request for Expedited Consideration by SHARIF MOBLEY re <u>11</u> Memorandum in Opposition, <u>12</u> Reply to opposition to Motion, <u>10</u> MOTION to Dismiss <i>the Complaint Under Rule 12(b)(6)</i> (Attachments: # <u>1</u> Exhibit A – Crider Declaration)(McClanahan, Kelly) (Entered: 01/24/2012)

		01/24/2012)
02/27/2012	<u>15</u>	MEMORANDUM OPINION regarding <u>10</u> Defendant's Motion to Dismiss. Signed by Judge Beryl A. Howell on February 27, 2012. (lcbah1) (Entered: 02/27/2012)
02/27/2012	<u>16</u>	ORDER denying <u>10</u> Defendant's Motion to Dismiss. The parties shall confer and file a joint report in accordance with footnote 3 of the Court's Standing Order, ECF No. 6, by March 5, 2012. Signed by Judge Beryl A. Howell on February 27, 2012. (lcbah1) (Entered: 02/27/2012)
02/27/2012		Set/Reset Deadlines: Joint Report due by 3/5/2012. (alp) (Entered: 02/28/2012)
03/05/2012	<u>17</u>	Joint MOTION for Extension of Time to <i>File Joint Statement</i> by DEPARTMENT OF JUSTICE, SHARIF MOBLEY (Attachments: # <u>1</u> Text of Proposed Order)(Littleton, Judson) (Entered: 03/05/2012)
03/06/2012		MINUTE ORDER (paperless) granting <u>17</u> Joint Motion for Enlargement of Time to File Joint Statement. The parties shall file a Joint Meet and Confer Report by March 6, 2012. Signed by Judge Beryl A. Howell on March 6, 2012. (lcbah1) (Entered: 03/06/2012)
03/06/2012	<u>18</u>	NOTICE <i>Joint Statement Regarding Schedule</i> by DEPARTMENT OF JUSTICE, SHARIF MOBLEY re <u>16</u> Order on Motion to Dismiss, Order on Motion for Extension of Time to (Littleton, Judson) (Entered: 03/06/2012)
03/07/2012	<u>19</u>	ORDER regarding briefing schedule. The defendant shall file a Vaughn Index and motion for summary judgment by March 28, 2012. The plaintiff shall file his opposition to the motion for summary judgment on or before April 11, 2012. The defendant shall file a reply within seven days of the filing of the plaintiff's opposition brief. Signed by Judge Beryl A. Howell on March 7, 2012. (lcbah1) (Entered: 03/07/2012)
03/07/2012		Set Deadlines: Vaughn Index and motion for summary judgment due by 3/28/2012; Opposition to Motion for Summary Judgment due by 4/11/2012. Reply to Motion for Summary Judgment due by 4/18/2012. (tj, ) (Entered: 03/07/2012)
03/23/2012	<u>20</u>	MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Littleton, Judson) (Entered: 03/23/2012)
03/23/2012	<u>21</u>	NOTICE of <i>Ex Parte, In Camera Filing</i> by DEPARTMENT OF JUSTICE re <u>20</u> MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> (Littleton, Judson) (Entered: 03/23/2012)
03/23/2012	<u>22</u>	NOTICE of <i>Clarification</i> by SHARIF MOBLEY re <u>21</u> Notice (Other), <u>20</u> MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> (McClanahan, Kelly) (Entered: 03/23/2012)
03/26/2012		MINUTE ORDER (paperless) granting in part and denying in part the government's <u>20</u> Motion for Two-Week Extension of Time to File Motion for Summary Judgment. Upon review, over the plaintiff's objection, of the government's ex parte submission per its <u>21</u> Notice of Ex Parte, In Camera Filing, the Court finds that government has shown good cause for a delay in the filing of classified documents associated with its motion for summary judgment. Accordingly, the government is granted a two-day extension of time, until March 30, 2012, to file an unclassified Vaughn Index and an associated unclassified declaration. The government is further granted an extension of time until April 11, 2012 to file its motion for summary judgment and any related classified filings. Signed by Judge Beryl A. Howell on March 26, 2012. (lcbah1) (Entered: 03/26/2012)
03/29/2012		Set/Reset Deadlines: Government's unclassified Government's Motion for Summary Judgment and any related classified filings due by 4/11/2012. (zmm, ) (Entered: 03/29/2012)
03/30/2012	<u>23</u>	AFFIDAVIT of <i>Paul P. Colborn</i> by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Exhibit FOIA Request)(Littleton, Judson) (Entered: 03/30/2012)

03/30/2012	<u>24</u>	ENTERED IN ERROR.....Vaughn Index. (Littleton, Judson) Modified on 4/2/2012 (znmw, ). (Entered: 03/30/2012)
04/02/2012		NOTICE OF ERROR re <u>24</u> Vaughn Index; emailed to judson.o.littleton@usdoj.gov, cc'd 3 associated attorneys -- The PDF file you docketed contained errors: 1. Incorrect header/caption/case number, 2. Invalid attorney signature, 3. Please refile document, 4. Entered in error; Refile with full case caption/number and attormney signature. (znmw, ) (Entered: 04/02/2012)
04/02/2012	<u>25</u>	Vaughn Index <i>As Corrected</i> . (Littleton, Judson) (Entered: 04/02/2012)
04/11/2012	<u>26</u>	MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Exhibit 1 – Bies Declaration, # <u>2</u> Text of Proposed Order)(Littleton, Judson) (Entered: 04/11/2012)
04/11/2012	<u>27</u>	NOTICE of <i>Ex Parte, In Camera Filing</i> by DEPARTMENT OF JUSTICE re <u>26</u> MOTION for Summary Judgment (Littleton, Judson) (Entered: 04/11/2012)
04/29/2012	<u>28</u>	RESPONSE re <u>26</u> MOTION for Summary Judgment filed by SHARIF MOBLEY. (Attachments: # <u>1</u> Text of Proposed Order)(McClanahan, Kelly) (Entered: 04/29/2012)
05/07/2012	<u>29</u>	REPLY to opposition to motion re <u>26</u> MOTION for Summary Judgment filed by DEPARTMENT OF JUSTICE. (Littleton, Judson) (Entered: 05/07/2012)
06/08/2012	<u>30</u>	MEMORANDUM OPINION regarding defendant's <u>26</u> Motion for Summary Judgment. Signed by Judge Beryl A. Howell on June 8, 2012. (lcbah1) (Entered: 06/08/2012)
06/08/2012	<u>31</u>	ORDER granting Defendant's <u>26</u> Motion for Summary Judgment. The Clerk is directed to close this case. Signed by Judge Beryl A. Howell on June 8, 2012. (lcbah1) (Entered: 06/08/2012)